

FEB 16 2007

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	LaFont, Simso
Application No.:	10/785349
Filed:	February 24, 2004
For:	HIGH TEMPERATURE STENT DELIVERY SYSTEM
Examiner:	Ann M. Schillinger
Group Art Unit:	3738

Mail Stop AF
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Docket No.: S63.2-9776-US02

FACSIMILE TRANSMITTAL LETTER

TO: Examiner Ann M. Schillinger
 FACSIMILE NO.: 571-273-8300
 GROUP ART UNIT: 3738
 TOTAL NUMBER OF PAGES (including cover letter): 3

DATE: February 16, 2007
 TIME: 4:36 pm

Following please find a 2 page Notice of Appeal in addition to this 1 page Facsimile Transmittal Letter.

If a fee is required, Commissioner of Patents is hereby authorized to charge Deposit Account No. 22-0350 for any required fees. To the extent that any petition is required to consider this communication, please treat this as such a petition.

Respectfully Submitted,

VIDAS, ARRETT & STEINKRAUS, P.A.

Date: February 16, 2007

By: Jennifer L. Buss
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Certificate of Transmission

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. 571-273-8300, on February 16, 2007.

Signature: Beth M. DeChene
 Beth M. DeChene

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**NOTICE OF APPEAL FROM THE EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$500.00. ✓

- Applicant claims small entity status. See 37 CFR 1.27.
- A check in the amount of the fee is enclosed.
- Payment by credit card. Form PTO-2038 is attached.
- The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 22-0350.
- A Petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

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■ CONDITIONAL PETITION FOR EXTENSION OF TIME

In the event a petition for extension of time is required and has not otherwise been requested or in the event the period specified is incorrect please consider this a petition for the appropriate extension therefore.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the attorney or agent of record.

Respectfully submitted,

VIDAS, ARRETT & STEINKRAUS

Date: February 16, 2007

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